

1
2
3
4
5
6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
8

9 United States of America,
10 Plaintiff,
11 v.
12 David Allen Harbour,
13 Defendant.
14

No. CR-19-0898-PHX-DLR

ORDER

15 This matter is before the Court on Defendant's Motion to Continue Status Hearing
16 (Doc. 76). The reason for the request is because the Pretrial Services Officer has a conflict
17 with the set hearing date. There is no objection by the government, and upon good cause
18 appearing, the motion to continue will be granted.

19 The Pretrial Services Officer may appear telephonically at the reset hearing,
20 consistent with Pretrial Services staff practice during the pandemic. Counsel for the
21 Government, counsel for the Defendant, and the Defendant may appear telephonically if
22 the Defendant consents to such after consultation with counsel and any circumstances
23 pertaining to the pandemic make telephonic appearance appropriate. Based on informal
24 communications between counsel and court staff, court staff is of the understanding that
25 counsel for both parties and the Defendant personally intend to appear telephonically at the
26 reset hearing due to the pandemic. Given such, the Court will place the responsibility for
27 planning and initiating the conference call on counsel for the Defendant.

28 Accordingly,

IT IS ORDERED granting Defendant's Motion to Continue Status Hearing (Doc. 76). The initial appearance and status hearing regarding Petition for Action on Conditions of Pretrial Release set May 12, 2020, at 11:00 a.m. is continued to **May 19, 2020, at 10:00 a.m.**, courtroom 304, Sandra Day O'Connor U.S. Courthouse, 401 W. Washington St., Phoenix, Arizona.

IT IS FURTHER ORDERED that counsel for Defendant shall plan and initiate a conference call for all of the telephonic appearances for the scheduled hearing if counsel for Defendant and/or Defendant intends to appear telephonically.

The Court finds there is no excludable delay under 18 U.S.C. § 3161.

Dated this 29th day of April, 2020.

Deborah M. Fine
Honorable Deborah M. Fine
United States Magistrate Judge